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**REQUEST FOR RECONSIDERATION OF PETITION EXAMINER
DECISION ON MY PETITION UNDER 37 CFR 1.137(b) FILED ON JUNE
5, 2006**

Inventor: Valentin Shustov

Application No.: 10/707,788

Art Unit: 3637

Filed: 01/12/2004

Petition Examiner: Andrea Smith

Title: Earthquake Protector

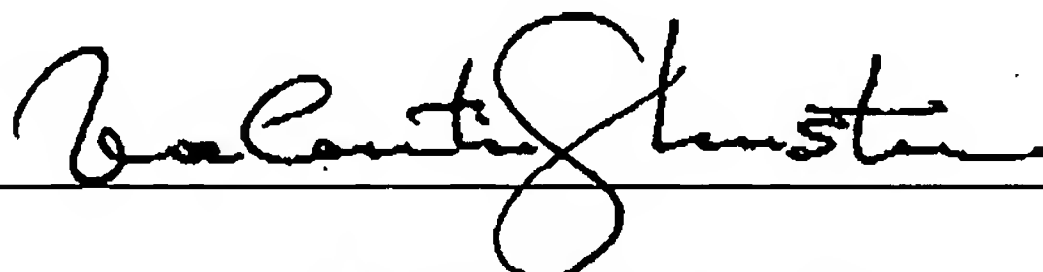
Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TEL (571) 272-3282
FAX (571) 273-8300

In addition to my today's facsimile transmission of Response to Petition Examiner Decision of 10-10-2006 (Attachment 1), please, find attached my Petition under 37 CFR 1.181 for Review of Examiner Decision which was originally transmitted on 08/03/2006 (Attachment 2) but is now missing according to Andrea Smith.

Due to foregoing and taking into account both of my Petitions, please, reconsider your Decision filed on June 5, 2006 and provide me with some more time for reply if I need.

Thanks,



Valentin Shustov, Petitioner

12/11/2006

Attachment: 4 pages

USPTO

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TO: Auto-reply fax to 8189570276 COMPANY:

ATTACHMENT 1**Auto-Reply Facsimile Transmission**RECEIVED
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TO:

Fax Sender at 8189570276

Fax Information

Date Received:

12/11/2006 3:53:06 PM [Eastern Standard Time]

Total Pages:

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03/01/2006 03:04 0189570276

PAGE 03/03

**RESPONSE TO PETITION EXAMINER DECISION ON MY PETITION
UNDER 37 CFR 1.177(a) FILED ON JUNE 6, 2006**

Examiner: Victoria Shaver

Application No.: 107097708

Art Unit: 2637

Filed: 01/12/2004

Petitioner/Examiner: Andrew Smith

Title: Endgame Protocol

Attorney: Office of Petition
Mail Stop 1000
Commissioner for Patents
P.O. Box 1459
Alexandria, VA 22313-1459

TEL (571) 272-3282
FAX (571) 273-3308

In response to your Decision of October 18, 2006 stating that your record fails to show that petitioner submitted reply to the final Office action mailed October 18, 2006, please be advised on the following discrepancy:

1. The final Office action was not dated October 18, 2006 but October 6, 2006.
2. On November 29, 2006, I did send my reply to the Office action of October 6, 2006, as set forth, by filing it (please see the attachment).

Due to foregoing, please, give another look at my Petition.

12/09/2006

Victoria Shaver, Examiner

Attachments: 2 pages

PAGE 03/03 OF RESPONSE TO PETITION UNDER 37 CFR 1.177(a) FILED ON JUNE 6, 2006

USPTO 8/4/2006 2:22 AM PAGE 1/001 Fax Server
 TO:Auto-reply fax to 8189570276 COMPANY:

ATTACHMENT 2**Auto-Reply Facsimile Transmission**

TO:

Fax Sender at 8189570276

Fax Information

Date Received:

8/4/2006 2:07:52 AM [Eastern Daylight Time]

Total Pages:

2 (including cover page)

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8/4/2006 2:07:52 AM	8189570276	PAGE 01/02
PETITION UNDER 37 CFR 1.181 FOR REVIEW OF EXAMINER DECISION		
Invention: Valentin Stancu Application No.: 10/707,344 Filed: 01/22/2004 Title: Endospore Protector Address: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 TEL (571) 272-3222 FAX (571) 272-3220		
The above-identified application became abandoned for failure to file a reply and properly reply to a notice of action by the United States Patent and Trademark Office. My Petition for revival of my application dated 06/29/06, according to my telephone communication of 08/01/06 with Mr. Woods, is going to be declined by the Office of Petitions because the Advisory Action of 08/01/06 states that my last communication(s) of 01/16/06 "will not be entered because they raise new issues". Taking into account that no new issues were raised in my communication of 01/16/06, 1. APPLICANT HEREBY PETITIONS FOR REVIEW OF THE EXAMINER'S DECISION. 2. APPLICANT ALSO PETITIONS FOR REFUND OF THE PETITION FOR REVIVAL FEE IN THE AMOUNT OF \$750.00.		
Dated: August 2, 2006 <div style="text-align: right;"> Valentin Stancu </div>		

DEC 11 2006

**PETITION UNDER 37 CFR 1.181 FOR REVIEW OF EXAMINER
DECISION**

Inventor: Valentin Shustov

Application No.: 10/707,788

Art Unit: 3637

Filed: 01/12/2004

Examiner: A, Phi Dien Tran

Title: Earthquake Protector

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

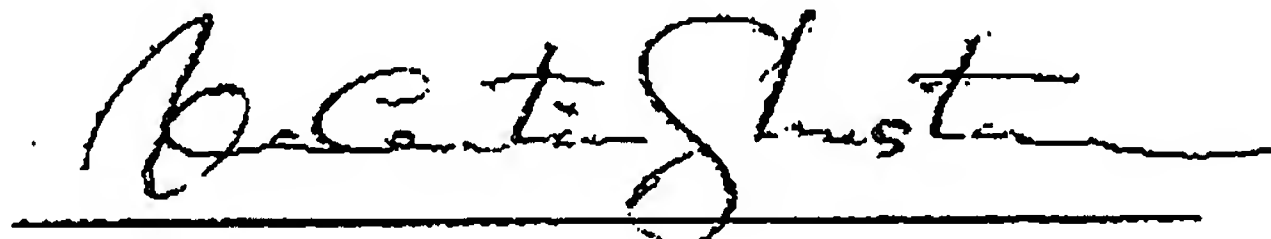
TEL (571) 272-3282
FAX (571) 273-8300

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. My Petition for revival of my application dated 05/29/06, according to my telephone communication of 08/01/06 with Mr. Woods, is going to be declined by the Office of Petitions because the Advisory Action of 03/21/06 states that my last amendment(s) of 01/16/06 "will not be entered because they raise new issues".

Taking into account that no new issues were raised in my amendment of 01/16/06,

1. APPLICANT HEREBY PETITIONS FOR REVIEW OF THE EXAMINER'S DECISION.
2. APPLICANT ALSO PETITIONS FOR REFUND OF THE PETITION FOR REVIVAL FEE IN THE AMOUNT OF \$750.00.

Dated: August 2, 2006



Valentin Shustov

CERTIFICATE OF MAILING OR TRANSMISSION
[37 CFR 1.8]

I hereby certify that this correspondence is being facsimilly transmitted to the U.S. PTO or deposited to the U.S. postal service with a sufficient postage as the first class mail in an envelope addressed to

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

on the date shown below.

August 3, 2006



Valentin Shustov